

IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A data recording and processing medium, Copy
~~protected digital data~~ comprising:

copy protected digital data comprising:

- a passive part [(2)] comprising content [(1)] to be protected in encrypted form;
- an active part [(3)] comprising information [(4)] about how to decrypt the content [(1)] comprised in the passive part [(2)]; and
- a hidden part [(6)];

wherein the active part [(3)] and the corresponding passive part [(2)] constitute an active content [(8)] and the hidden part [(6)] is allocated to at least one of the active content [(8)], ~~and/or~~ the active part [(3)] of the active content [(8)] ~~and/or~~ and the passive part [(2)] of the active content [(8)],

wherein the active part is adapted to automatically amend itself to build an amended active part each time at least one of decryption and encryption of the passive part is performed,

wherein the hidden part [(6)] ~~comprising~~ comprises information [(7)] at least about properties of ~~the respective~~ said active content, said [(8)] ~~and/or~~ and ~~respective~~ active part [(3)] ~~and/or~~ and ~~the respective~~ and said passive part [(2)];

~~characterised in that~~ wherein the active part [(2)] of the active content [(8)] additionally further comprises rules [(5)] that either [(to)] allow ~~and/or~~ or forbid decryption of the content [(1)] comprised in the passive part [(2)] of the active content [(8)] based on the information [(7)] comprised in the hidden part [(6)],

wherein said data is residing on said data recording and processing medium, and
wherein said recording and processing medium pertains to at least one of a consumer
electronic device and a personal computer.

Claim 2 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1, characterised in that~~ wherein the active part [[(3)]]
is adapted to:

- read out the information [[(7)]] comprised in ~~the respective~~ said hidden part
[[6)];
- compare said information [[(7)]] with the rules; [[(5)]] and
- perform or deny decryption of the content [[(1)]] comprised in the passive part
[[2)]] based on a comparison result.

Claim 3 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~
~~characterised in that~~ wherein
the active part [[(3)]] of the active content [[(8)]] is adapted to permanently deny
decryption of the content [[(1)]] comprised in the passive part [[(2)]] of the active content
[[8)]] if the information [[(7)]] comprised in the hidden part [[(6)]] does not comply with the
rules [[(5)]] of the active part [[(3)]].

Claim 4 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~
~~characterised in that~~ wherein

the active part [(3)] further comprises information [[(4')]] about how to encrypt decrypted content [[(1')]].

Claim 5 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

~~characterised in that~~ wherein

the active part [(3)] is further adapted to perform at least one of decoding ~~and/or~~ and reproduction of decrypted content [(1')] after decryption of the content [(1)] comprised in the passive part [(2)].

Claim 6 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

~~characterised in that~~ wherein

the active part [(3)] is adapted to:

completely load and delete the passive part [(2)],

to decrypt and reproduce the content [(1)] comprised in the loaded passive part [(2)],

to encrypt the decrypted content [(1')] after reproduction, and

to store the encrypted content [(1)] into a new passive part [[(2*)]].

Claim 7 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 6,

~~characterised in that~~ wherein

the active part [(3)] is adapted to

perform loading, deletion, decryption, encryption and storing of the content [(1)] comprised in the passive part [(2)] in real time during reproduction of the content [(1)] comprised in the passive part [(2)].

Claim 8 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 6,

~~characterised in that~~ wherein

the active part [(3)] is adapted to store the new passive part [(2*)] together with an adapted active part [(3)] into a new active content [(8*)].

Claim 9 (Canceled).

Claim 10 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

~~characterised in that~~ wherein

the active part [(3)] is a tamper resistant software.

Claim 11 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

~~characterised in that~~ wherein

the rules [(5)] comprised in the active part [(3)] comprise:

information [(5')] about how often the content [(1)] comprised in the passive part [(2)] is allowed to be decrypted, and about how often the content [(1)] comprised in the passive part [(2)] has already been decrypted.

Claim 12 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the rules $[(5)]$ comprised in the active part $[(3)]$ comprise information $[(5'')]$ about
how long the content $[(1)]$ comprised in the passive part $[(2)]$ is allowed to be decrypted.

Claim 13 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the rules $[(5)]$ comprised in the active part $[(3)]$ comprise information $[(5'')]$
about how often the content $[(1)]$ comprised in the passive part $[(2)]$ is allowed to be lend
and how often the content $[(1)]$ comprised in the passive part $[(2)]$ has already been lend.

Claim 14 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the active content (8) ~~constitutes~~ comprises a data file operable by an operating
system.

Claim 15 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the active part $[(3)]$ is adapted to separate the passive part $[(2)]$ from the active
content $[(8)]$ for decryption of the content $[(1)]$ comprised in the passive part $[(2)]$.

Claim 16 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the hidden part $[(6)]$ automatically is allocated to at least one of the active content,
(8) ~~and/or~~ the active part $[(3)]$ of the active content (8) ~~and/or~~ and the passive part $[(2)]$ of
the active content $[(8)]$ by an operating system $[(9)]$.

Claim 17 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the hidden part $[(6)]$ is stored in a system file $[(10)]$ of an operating system $[(9)]$.

Claim 18 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the hidden part $[(6)]$ is stored in encrypted form.

Claim 19 (Currently Amended): The data recording and processing medium of Copy
~~protected digital data according to claim 1,~~

~~characterised in that~~ wherein

the hidden part $[(6)]$ further comprises information $[(7)]$ about at least one of the
location of the active content, (8) ~~and/or~~ the active part $[(3)]$ of the active content (8) ~~and/or~~
and passive part $[(2)]$ of the active content $[(8)]$.

Claim 20 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

characterised in that wherein

the information ~~(7, 7')~~ comprised in the hidden part ~~[(6)]~~ is automatically ~~[(is)]~~ changed by an operating system ~~[(9)]~~ to build an amended hidden part ~~[(6*)]~~ each time at least one of the active content, ~~(8) and/or~~ the active part ~~[(3)]~~ of the active content, ~~(8) and/or~~ the passive part ~~[(2)]~~ of the active content, ~~(8) and/or~~ the content ~~[(1)]~~ comprised in the passive part ~~[(2)]~~ of the active content ~~[(8)]~~ is at least one of read out, ~~and/or~~ amended, ~~and/or~~ and stored.

Claim 21 (Currently Amended): The data recording and processing medium of Copy protected digital data according to claim 1,

characterised in that wherein

the encrypted content ~~[(1)]~~ comprised in the passive part ~~[(2)]~~ is at least one of ~~digitised~~ digitized audio data, ~~and/or digitised~~ digitized video data, ~~and/or digitised~~ digitized picture ~~data and/or data~~, a database, ~~and/or~~ a software, ~~and/or digitised~~ and digitized text.

Claim 22 (Canceled).

Claim 23 (Currently Amended): Method of reproducing a copy protected digital data, the copy of protected digital data comprising:

- a passive part ~~[(2)]~~ comprising content ~~[(1)]~~ to be protected in encrypted form;
- an active part ~~[(3)]~~ comprising information ~~[(4)]~~ about how to decrypt the content ~~[(1)]~~ comprised in the passive part ~~[(2)]~~; and
- a hidden part ~~[(6)]~~;

wherein the active part [(3)] and the corresponding passive part [(2)] constitute an active content [(8)],

wherein the hidden part [(6)] is allocated either to the active content ~~(8) and/or~~ the active part [(3)] of the active content ~~(8) and/or~~ and the passive part [(2)] of the active content [(8)],

wherein the hidden part [(6)] ~~comprising~~ comprises information [(7)] about at least one of the properties of the respective said active content [(8)] and/or respective active part [(3)] and/or the respective passive part [(2)], and

wherein the active part [(3)] of the active content [(8)] further comprises rules [(5)] to allow ~~and/or~~ and forbid decryption of the content [(1)] comprised in the passive part [(2)] of the active content [(8)] based on the information [(7)] comprised in the hidden part [(6)];

the method comprising at least the following steps:

[(S1)] reading [[out]] the information [(7)] comprised in the hidden part [(6)] of the copy protected digital data;

[(S2)] comparing said information [(7)] with the rules [(5)] comprised in the corresponding active part [(3)] of the active content [(8)];

[(S3)] denying decryption of the content [(1)] comprised in the passive part [(2)] of the active content [(8)] if the information [(7)] read [[out]] from the hidden part [(6)] does not comply with the rules [(5)] and terminating the method;

[(S4)] loading the encrypted content [(1)] comprised in the passive part [(2)] of the active content [(8)] if the information [(7)] read [[out]] from the hidden part [(6)] complies with the rules [(5)];

[(S5)] performing decryption of the encrypted content [(1)]; and

[(S6)] reproducing decrypted content; [(1')] and

automatically amending the active part of the active content by control of the active part of the active content to build an amended active part each time decryption of the content comprised in the passive part is performed.

Claim 24 (Currently Amended): The method ~~Method~~ according to claim 23, ~~characterised in that~~ wherein the method further comprises the steps of

[(S7)] deleting the passive part [(2)];

[(S8)] encrypting the decrypted content [(1')] after reproduction; and

[(S9)] storing the encrypted content [(1)] into a new passive part [(2*)].

Claim 25 (Currently Amended): The method ~~Method~~ according to claim 24, ~~characterised in that~~ wherein the step [(S6)] of reproducing the decrypted content [(1')], the step [(S7)] of deleting the passive part [(2)] and the step [(S8)] of encrypting the decrypted content [(1')] after reproduction are performed in real time during reproduction of the decrypted content [(1')].

Claim 26 (Currently Amended): The method ~~Method~~ according to claim 23, ~~characterised in that~~ wherein the method further comprises the step of:

(S10) automatically amending the hidden part [(6)] by control of an operating system [(9)] to built an amended hidden part [(6*)] each time at least one of the active content, ~~(8) and/or~~ the active part [(3)] of the active content ~~(8) and/or~~ the passive part [(2)] of the active content ~~(8) and/or~~ the content [(1)] comprised in the passive part ~~(2; 2*)~~ of the active content [(8)] is read, ~~and/or~~ amended ~~and/or~~ and stored.

Claim 27 (Canceled).

Claim 28 (Currently Amended): A software ~~Software~~ product residing and running
on a data recording and processing means, comprising:

a series of state elements which are adapted to be processed by [[a]] the data
processing means such, that a method according to claim 23 may be executed thereon.